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**MAILED**

**MAY 11 2010**

**OFFICE OF PETITIONS**

In re Application of :  
Agnus et al. :  
Application No. 10/537,885 :  
Filed: 06/07/2005 :  
Attorney Docket No. FR02 0137 US :

**DECISION ON PETITION**

This is a decision on the petition under 37 CFR 1.137(b), filed October 27, 2009, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to file a timely and proper response to the nonfinal Office action mailed February 11, 2009, which set a three-month shortened statutory period to reply. The above-identified application became abandoned on May 12, 2009. A Notice of Abandonment was mailed on October 9, 2009.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply, (2) the petition fee, and (3) a proper statement of unintentional delay.

This application is being referred to Technology Center AU 2618 for appropriate action.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3211.

*C. F. Donnell*

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